

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF GUAM

UNITED STATES OF AMERICA)	
Plaintiff,)	USDC CR Cs. No. 07-00043-001
)	
vs.)	REQUEST TO RELEASE
)	PRESENTENCE REPORT
XIAN LONG YAO,)	
Defendant.)	
_____)	

Re: Request to Release Pre-sentence Report

On February 5, 2008, the U.S. Probation Office received an e-mail letter from defendant's appellate attorney, which requested for a copy of the pre-sentence investigation report and any addendums for purpose of appeal of conviction. A copy of the attorney's e-mail letter is attached. The pre-sentence report and other material are protected from disclosure and may not be compelled except under circumstances, to include: if there exists explicit authority to disclose such information; if the court determines there is demonstrated compelling need for disclosure; and if the court, at its discretion, authorizes such disclosure. The pre-sentence report and addendum may be pertinent to the defendant's appeal and the authority to release materials is respectfully requested.

Respectfully submitted,

ROSSANNA VILLAGOMEZ-AGUON
Chief U.S. Probation Officer

By



/s/ CHRISTOPHER J. DUENAS
U.S. Probation Officer Specialist